

Message Text

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ACTION OPIC-06

INFO OCT-01 ARA-10 ISO-00 L-03 EB-07 /027 W

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R 291610Z OCT 75

FM AMEMBASSY BRASILIA

TO SECSTATE WASHDC 2176

UNCLAS BRASILIA 9360

E.O. 11652: N/A

TAGS: EINV, OPIC, BR

SUBJECT: OPIC LOAN TO SMOOT DAIRY

1. SEELY OF SMOOT DAIRY PERSONALLY REQUESTED ON OCT. 28 THAT EMBASSY FORWARD THE FOLLOWING LETTER TO OPIC. SEELY ASKED THAT OPIC ALSO PASS TEXT TO SMOOT'S WASHINGTON ATTORNEY, FRANK KIMBEL (703-356-1517), 7724 CANAL COURT, MCLEAN.

2. BEGIN TEXT. OVERSEAS PRIVATE INVESTMENT CORPORATION, ATTENTION MR. ED LUBLIN AND JACK MOORMAN. GENTLEMEN: I WOULD LIKE TO ADVISE YOU OF THE PROBLEM THAT DEVELOPED DURING THE FILING OF THE AMENDMENT TO THE SOCIAL CONTRACT OF FABRICA DE LATICINIOS EUNICE LTDA. 1) AT THE TIME PINHEIRO NETO & CIA. WROTE THE LEGAL OPINION CONCERNING FABRICA DE LATICINIOS EUNICE LTDA., THE AMENDMENT WAS FILED AT THE COMMERCIAL JUNTA, A GOVERNMENT AGENCY IN CHARGE OF RECORDING COMMERCIAL CONTRACTS. FILING MEANS THE DOCUMENTATION HAS BEEN LEFT FOR RECORDING BUT DOES NOT MEAN THAT THE AMENDMENT IS RECORDED. 2) TO RECORD THE AMENDMENT THE COMMERCIAL JUNTA HAS REQUIRED THE FOLLOWING DOCUMENTATION: A) ADDRESSES OF GLEN M. SEELY AND WILLIAM H. SMOOT IN BRAZIL; B) IDENTIFICATION CARDS AND POLICE CLEARANCE OF GLEN SEELY AND WILLIAM SMOOT; C) PERSONAL DECLARATION OF NEGATIVE CERTIFICATE OF CRIMES; D) NEGATIVE CERTIFICATE OF DEBTS TO THE STATE OF GOIAS; E) NEGATIVE CERTIFICATE OF INCOME TAXES (ON THE COMPANY); F) CERTIFICATE SHOWING PAYMENT IN FULL TO INPS (SOCIAL SECURITY); G) CERTIFICATE SHOWING PAYMENT IN FULL TO FUNRURAL (FUNRURAL MEANS RURAL TAX FUND PAID BY THE BUYER OF RURAL PRODUCTS INCLUDING MILK); H) CERTI-

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FICATE OF PAYMENT OF SINDICAL TAXES; I) "CADASTRO NACIONAL"

PAPER FILED IN TWO COPIES (STATISTICAL INFORMATION). 3) ON OCTOBER 2, I RECEIVED A LETTER FROM PAULO ROBERTO DE CARVALHO THREATENING TO SUSPEND OUR SOCIETY AND PREVENT THE RECORDING OF THE AMENDMENT WHICH AUTHORIZES OUR PARTICIPATION AND OWNERSHIP OF THE COMPANY. 4) ON OCTOBER 6, PAULO R. CARVALHO WROTE ANOTHER LETTER SUSPENDING ALL OUR NEGOTIATIONS. 5) TO PREVENT THE BLOCKING OF THE RECORDING OF THE AMENDMENT, I REMOVED THE DOCUMENTS PREVIOUSLY FILED WITH THE COMMERCIAL JUNTA AND HAVE THEM IN MY POSSESSION. IT WAS MY INTENTION TO COMPLETE THE REQUIRED DOCUMENTATION AND RECORD THE AMENDMENT. I HAVE NOW COMPLETED ALL DOCUMENTATION EXCEPT THE ITEM "G" ABOVE REQUIRING PAYMENT OF THE FUNRURAL TAXES. THIS IS A MONTHLY TAX AND HAS NOT BEEN PAID SINCE SEPTEMBER 1974 AND NOW AMOUNTS TO CR\$19,135.45 (OR US\$2,200.00 APPROX.) 6) THE COMMERCIAL JUNTA HAS RECEIVED A LETTER FROM PAULO R. DE CARVALHO REQUESTING SUSPENSION OF RECORDING ANY ADDITIONS TO THE COMPANY DOCUMENTS. THIS REQUEST DOES NOT LEGALLY PREVENT THE RECORDING OF THE AMENDMENT. IF NECESSARY I MAY OBTAIN A COURT ORDER REQUIRING THE RECORDING. RESPECTFULLY YOURS, ODILON RIBEIRO. END TEXT.

JOHNSON

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 JAN 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TEXT, INVESTMENT LOANS, DIPLOMATIC COMMUNICATIONS
Control Number: n/a
Copy: SINGLE
Draft Date: 29 OCT 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Authority: n/a
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 JAN 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975BRASIL09360
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Film Number: D750375-1024
From: BRASILIA
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t19751011/aaaaajpi.tel
Line Count: 83
Locator: TEXT ON-LINE, ON MICROFILM
Office: ACTION OPIC
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
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Reference: n/a
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Review Content Flags:
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Margaret P. Grafeld
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To: STATE
Type: TE
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